

STATE OF TEXAS

COUNTY OF TARRANT

*Set by County Magistrate***ARREST WARRANT AFFIDAVIT**

BEFORE ME, the undersigned authority, on this day personally appeared **Detective Hill #2737**, a police officer with the Arlington, Texas, Police Department, who after being duly sworn on oath deposes and says that HE HAS GOOD REASON TO BELIEVE AND DOES BELIEVE THAT:

On or about October 22, 2018 , in Arlington, Tarrant County, Texas, **Andrew Cantu, a Hispanic male, born January 28, 1990**, did then and there commit the offense of **AGGRAVATED ASSAULT W/DEADLY WEAPON - BODILY INJURY**, a **FELONY**, in that he did then and there intentionally or knowingly caused bodily injury to Kyle Johnson by shooting Johnson in the head with a pistol, causing bodily injury to the left side of Johnson's head, and the defendant did use or exhibit a deadly weapon during the commission of the assault, namely a firearm, that in the manner of its use or intended use was capable of causing death or serious bodily injury.

BELIEF AS AFORESAID IS BASED UPON THE FOLLOWING FACTS AND CIRCUMSTANCES:

On October 22, 2018, Kyle Johnson, a white male, born February 18, 1986, hereinafter referred to as the victim, reported to Officer May #2688, that he was assaulted by an unknown Hispanic male, who assaulted him by shooting him in the head. The offense occurred at 1900 E Interstate 20 Hwy, Arlington, Tarrant County, Texas. The suspect was identified as Andrew Cantu, a Hispanic male, born January 28, 1990, hereinafter referred to as the suspect.

On October 22, 2018, at approximately 8:06pm Arlington Police Department (APD) Officers were dispatched to a shooting in progress at 1900 E Interstate 20 Hwy in Arlington, Tarrant County, Texas. Officer May #2688 went to the hospital with the victim that had just been shot in the head. The victim informed Officer May that he merged on to I-20 and got in the far-right lane. The suspect vehicle which was described as a white or silver BMW hatchback, went on the right shoulder to try and pass him. In doing so, the suspect hit the victim's vehicle. Both the victim and the suspect pulled over on the right shoulder.

The suspect got out of the car and walked to the victim's driver side window. The suspect began to bang on the window. The victim rolled down the window as the suspect was cursing at him. After a short time, the suspect pulled out a silver hand gun and shot the victim in the head. The bullet continued through the passenger window. The bullet passed right in front of the victim's fiancé's face, as she was seated in the front passenger's seat. The suspect got in his car and left going west on I-20. The suspect was described as a Hispanic male, approximately 5'9, chubby build, glasses, a gray shirt and a goatee.

I, Detective A. Hill #2737, hereinafter referred to as Affiant, went to the Medical City of Arlington to speak with the victim of the offense. He repeated the same information that he previously told Officer May. Affiant went to the victim's home to speak with his fiancé. She stated that while they were on I-20

Hwy going west, a vehicle tried to pass them on the right shoulder but hit the side of their car. The suspect stopped in front of them and immediately got out of his car. He was out of the car yelling at victim until he got to the driver side window. The suspect had a silver hand gun in his hand. She yelled at him to stop because her kids were in the car. The suspect pulled the trigger and shot the victim in the head. The suspect ran back to his vehicle and drove away. The suspect's vehicle was white or silver BMW wagon type. She showed Affiant a stock picture of a white BMW sports wagon. She described the suspect as a Hispanic male, 5'8"-5'9", with a chubby build, short haircut, black framed glasses and a gray shirt.

On 10/26/2019, Affiant received a tip from someone who claimed they worked with the suspect. The tipster saw the story in the news. The suspect matched the description of a subject named Andrew Cantu. He drives a white BMW hatchback. The Arlington Police Department released information on the suspect and suspect vehicle. This led to multiple anonymous tips specifically naming Andrew Cantu and his white BMW.

Affiant went to the suspect's job and spoke with the President of the company. He stated that the suspect had worked at this location for approximately 5 years but quit without notice on 10/24/2018. The President stated that the suspect did not quit in person, he had his friend do it for him. It was also confirmed that the suspect drives a white BMW.

On 10/27/2018, Affiant performed database searches for vehicles registered to the suspect. The suspect has a white 2006 Infiniti SUV [REDACTED]. From the vehicle return, Affiant was able to locate the car dealer where the car was purchased. Affiant spoke with the car dealership owner [REDACTED] who stated that the suspect also purchased a white 2007 BMW 328i earlier in the year. The vehicle is registered in his mother's name [REDACTED], but the suspect is the one that makes the payments and drives it. This vehicle is identical to the photo shown by the victim's fiancé on the night of the offense. [Signature] gave the VIN for the vehicle.

While in the parking lot of the car dealership, Affiant observed a female driving the above listed Infiniti go in to the car dealership. The owner confirmed this was Suspect's wife and she came to make payments on both vehicles. Affiant did a license plate search on the BMW. The car was documented around the DFW area, it was not seen in the Houston area where suspect's mother stays. The suspect's vehicle was at the suspect's home and job parking lot.

On 10/29/2018, Affiant spoke with [REDACTED] a co-worker of the suspect. When [REDACTED] arrived to work on 10/23/2018 around 1:30pm, the suspect approached him with questions. The suspect wanted to know about a shooting [REDACTED] was a victim of on the night 10/22/2018. [REDACTED] told the suspect what happened and asked if the suspect was the one that shot his car. The suspect stated he did not shoot at [REDACTED] but he was involved in another incident on I-20 that same night. Trinidad told the suspect to be careful, because the police are looking for him and his white BMW. After the conversation with [REDACTED] the suspect left work and has not returned.

Affiant spoke with the suspect's immediate supervisor. He said that the suspect and his friend [REDACTED] came to work together on 10/23/2018. This was very strange because the suspect always drives his own car but on 10/23/2018 he got a ride. A few minutes after lunch the suspect told him he had to leave for an emergency. The suspect left work with [REDACTED]. This information was validated by time cards and video.

On 10/29/2019, Affiant spoke with [REDACTED], who is known as [REDACTED]. [REDACTED] stated on the night of 10/22/2018, the suspect came to his house around 10:00pm, after the time of the shooting. [REDACTED] lives north of where the shooting occurred, approximately two miles away. The suspect stayed for 20 minutes and left in his white BMW. [REDACTED] stated he went outside and saw him leave in the white BMW. Later, around 11:00pm, [REDACTED] sent the suspect a news article regarding the shooting that occurred on I-20. The article was sent because [REDACTED] knew the suspect had that type of car. The suspect's car is the only one [REDACTED] has seen like that in DFW metroplex. The suspect immediately called and asked [REDACTED] to come over and for a ride to work. When [REDACTED] arrived at the suspect's home, he spoke to the suspect's wife. After speaking to the suspect's wife, [REDACTED] and the suspect hung out. On 10/23/2018, the suspect was picked up by [REDACTED] and taken to work. After lunch the suspect asked [REDACTED] to take him to Dallas for an emergency. Once in Dallas the suspect got out of the car in a random parking lot. They have not talked since.

[REDACTED] was asked if the suspect owned any guns. Manny stated yes and described the suspect as a gun enthusiast. The suspect's work profile on [REDACTED] states "Secret talents- I'M CRAZY" and "Any hobbies- I am a gun enthusiast". [REDACTED] stated he has seen the suspect with multiple handguns. [REDACTED] stated he has seen a 38, 22 and a 1911. [REDACTED] stated the suspect always had the 1911 on him, even at his job, in his work cart. [REDACTED] informed Affiant the guns would be different, but he always had one with him.

Affiant reviewed video of the gas station down the street from the suspect's house. Affiant did see [REDACTED] on camera at the gas station around 12:00am, the night of the offense. Affiant also reviewed cameras at the complex where the suspect lives. Neither the suspect nor [REDACTED] were seen on surveillance video. [REDACTED] lives approximately 5 minutes from the offense location. The offense occurred a quarter mile away from the Collins St exit. This is the exit to [REDACTED] house from I-20 FWY.

Affiant attempted to contact the suspect, but his cell phone was deactivated. Suspect's residence, garage, and vehicle were confirmed by his lease and vehicle registration. The location was found through a license plate search and statements from his friend. According to the suspect's family and employer, he has not returned home or to work.

On 11/03/2018, Affiant procured a search warrant on the suspect's home and spoke to his wife [REDACTED]. During the search of the house a picture of the suspect was found. In the picture the suspect had a chubby build and black framed glasses. The picture matched the description given to Affiant and officers by the victim and his wife.

Affiant then spoke to [REDACTED]. [REDACTED] stated on the evening of 10/22/2018, they took separate cars to their child's practice in west Dallas around 6:30pm. Around 8:00pm she drove I-30 Hwy to 360 Hwy to get home. The suspect did not go home directly after practice. She did not know where he went, but he got home approximately 15 minutes after she did. The suspect got home after the time of the shooting. [REDACTED] assumed that he drove his car home, but she did not go to the garage to check. After he got home, they ate dinner, watched TV and went to bed, before midnight. Affiant asked [REDACTED] if anyone came over that night, she stated no.

On 10/23/2018, the suspect got up before 6:00am and left for work. [REDACTED] believes that he took his car when he left. Around 6:30pm she came home, and he was not there. It is not normal for him not to be

home when she gets home. She called the suspect, but the phone went to voicemail. She did not know if anything was wrong because he has left before without saying anything. On 10/24/2018, after work the suspect's friend came over to her home to see if the suspect was there. She told the friend he was not there and nothing else was said. Affiant asked [REDACTED] if the suspect owned any guns, she stated he used to, but the suspect told her he sold it.

On 10/26/2018, around 7:00pm the suspect called her from an out of country phone number. He told her he was in Mexico with his dad, who was recently deported. She has not talked to him or seen him since.

Affiant did a search warrant for GPS tower locations for the suspect's phone. On the offense date the suspect phone did show to be in Dallas around the time [REDACTED] said they were at practice. The suspect's phone did not register another GPS location until 11:30pm and it showed in the area of the suspect's home.

On 11/07/2018, Affiant was contacted by Houston Police Department. Officers stated they located the suspect car in Houston. Officers stated that [REDACTED] was with the car when it was found. [REDACTED] told officers he bought it from his boss [REDACTED] who was selling it for his son. [REDACTED] stated that [REDACTED] is [REDACTED] wife. Affiant did a database search and found that [REDACTED] full name is [REDACTED]

On 11/09/2018, Affiant spoke with the suspect's mother and stepdad [REDACTED] in Pasadena, Texas. [REDACTED] stated two weeks ago on Wednesday morning Andrew's car was in her driveway, but she had not spoken to him. Irene tried to call Andrew, but he did not answer his phone. [REDACTED] then called [REDACTED] and asked why the car was at her house. [REDACTED] did not know why the car was there. [REDACTED] had [REDACTED] sell the car for the amount that was still owed. [REDACTED] stated she sold the car because she thought the suspect and his wife got into a fight.

On 11/28/2018, Affiant spoke with a family member of the suspect. The family member went to Mexico on 10/24/2018 because of a death in the family. While in Mexico, the family member saw the suspect and asked why he was there. The suspect stated he wanted to come to Mexico to see his dad. The suspect's dad told the family member that the suspect had gotten into a fight back home, so he came to Mexico for a few days.

After the family member got back from Mexico, he went to his own parents' house. At the house the family member overheard [REDACTED] say that the suspect left because he was involved in an incident on 20. Affiant asked the family member if the suspect owns any guns. The family member said he saw him showing of a silver/chrome hand gun a few months back. The family member believes that the suspect is ~~dangers~~ and would like to remain anonymous in fear of retaliation. Affiant does have the family member fully identified.

Dangerous
On 03/13/2019 Affiant was contacted by an attorney who stated that he was representing the suspect. The attorney stated that the suspect would like to turn himself in. Affiant set a time to speak with the suspect. Affiant also checked the vehicle database and found [REDACTED] vehicle at a hotel. Affiant contacted the hotel and was informed the suspect did check in but checked out the next day.

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The suspect is further identified as 5'11" tall, 230 lbs., black hair and brown eyes. The suspect possesses Texas DL #27813759 and Texas ID #38512482.

Wherefore Affiant requests an arrest warrant be issued for the suspect based on the aforementioned facts.

Witness my signature this the 18 day of March, 2019.



AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME, this the 18 day of March, 2019, at 4:30 o'clock P. m.



Judge's Signature

Teresa Evans
Printed Name of Magistrate
Magistrate for Tarrant County, Texas
Arlington Municipal Court of Record
101 S. Mesquite Street, Arlington, Texas 76010
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